

REMARKS / DISCUSSION OF ISSUES

The present amendment is submitted in response to the Office Action mailed March 17, 2009. Claims 1-18 remain in this application. In view of the remarks to follow, reconsideration and allowance of this application are respectfully requested.

Interview Summary

Applicants appreciate the courtesy granted to Applicant's attorney, Michael A. Scaturro (Reg. No. 51,356), during a telephonic interview conducted on Wednesday, May 20, 2009. During the telephonic interview, Applicants Attorney provided proposed amendments to independent claims 6 and 8. The Examiner agreed that the proposed amendments would distinguish the claimed invention from the cited references. The Examiner will issue an interview summary stating the same.

Allowable Subject Matter

Applicant wishes to thank the Examiner for indicating that Claim 1-5 and 11-16 are allowed.

Rejections under 35 U.S.C. §112, second paragraph

Claims 6 and 7 were rejected under 35 U.S.C. §112, second paragraph as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention. The paragraph "In an embodiment.....during said movement" is unclear. Applicants have removed the stray paragraph from the claim section, as it has no relationship to any of the claims and was inserted in error.

Rejections under 35 U.S.C. §103

In the Office Action, Claims 6-10 and 17-18 stand rejected under 35 U.S.C. §103(a) over U.S. Patent No. 6,373,799 ("Ono"). Applicants respectfully traverse the rejections. Independent Claims 6 and 8 have been amended herein to better define Applicant's invention and to patentably distinguish Applicant's invention over Ono.

It is respectfully submitted that at least the limitations and/or features of Claims 6 and 8 which are underlined above are not disclosed or suggested by Ono.

Claims 17 and 9-10, 18 depend from claims 6 and 8 respectively, and are therefore allowable at least by virtue of their dependence from allowable claims 6 and 8.

Conclusion

In view of the foregoing amendments and remarks, it is respectfully submitted that all claims presently pending in the application, namely, Claims 1-18 are believed to be in condition for allowance and patentably distinguishable over the art of record.

If the Examiner should have any questions concerning this communication or feels that an interview would be helpful, the Examiner is requested to call Mike Belk, Esq., Intellectual Property Counsel, Philips Electronics North America, at 914-945-6000.

Respectfully submitted,



Michael A. Scaturro
Reg. No. 51,356
Attorney for Applicant

Mailing Address:
Intellectual Property Counsel
Philips Electronics North America Corp.
P.O. Box 3001
345 Scarborough Road
Briarcliff Manor, Previously Presented York 10510-8001